WHEREAS, Appellant heretofore filed a Petition for Special Exception before the Zoning Commissioner of Baltimore County to approve the use of one unit in the above-captioned property as a

WHEREAS, Appellant has reached an agreement with the St. Georges Station Townhouse Association, Inc., regarding the use, hours of operation and landscaping of the property; and

service garage pursuant to the Baltimore County Zoning Regulations;

OPINION

WHEREAS, a hearing was held on March 14, 1996, before the County Board of Appeals for Baltimore County, at which time the Board took testimony and admitted evidence and exhibits on behalf of Appellant, there being no protestants appearing at the hearing;

WHEREAS, the Board has reviewed the matter and found that the testimony presented satisfies the requirement of Section 502.1 of the Baltimore County Zoning Regulations, and further supports granting the petitions under Section 253.2 of the Baltimore County Zoning Regulations; and

WHEREAS, the parties wish to resolve by this Order all issues affecting the property without further proceedings;

Case No. 90-448-X Rolf Sorg, Inc. -Petitioner

NOW, THEREFORE, it is this lst day of April , 1996 by the County Board of Appeals of Baltimore County,

STOLEN BOOK OF COLUMN STOLEN BOOK OF THE STOLEN ASSOCIATION ASSOCIATION OF THE STOLEN ASSOCIATION OF THE STOLEN ASSOCIATION ASSOCIATION OF THE STOLEN ASSOCIATION OF THE STOLE

ORDERED, that the Petition for Special Exception to use the property known as unit 3R, 12340 Glynowings Drive, for a service garage in accordance with Appellant's Exhibit 1, be and the same is hereby GRANTED.

The Petition herein granted is and shall be subject, however, to the terms and conditions more fully set forth in the agreement between Appellant and the St. Georges Station Townhouse Association, Inc., including, specifically the following restrictions on the use of the Premises:

- 1. The service garage uses serve and shall continue to serve the uses, including industrial uses, and related activities in the surrounding area.
- 2. No vehicles being serviced shall be stored on the exterior of the Premises after normal operating hours.
- 3. Normal operating hours shall be from 7:00 a.m. to 6:00 p.m., Mondays through Fridays.
- 4. No body-work or automotive painting shall be conducted on the Premises.
- 5. Signs shall conform to the size and style of those used for other tenants and units of the Property.
- 6. All landscaping of the Property shall conform to applicable standards for landscaping as set forth in the Baltimore County Landscape Manual.
- 7. In addition to the landscaping existing upon the Property, Appellant shall within twelve (12) months from the execution thereof, plant trees on the Property in accordance with the approved Landscape Plan for the Property, as may be modified by the landscaping shown on a supplemental landscape plan applicable to a portion of the Property, attached hereto as

Case No. 90-448-X Rolf Sorg, Inc. -Petitioner

Exhibit A and incorporated herein.

Any petition for judicial review from this decision must be made in accordance with Rule 7-201 through Rule 7-210 of the Maryland Rules of Procedure.

> COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY 1 Kristine K/ Howanski, Acting Chairman

County Board of Appeals of Baltimore County

OLD COURTHOUSE, ROOM 49 400 WASHINGTON AVENUE TOWSON, MARYLAND 21204 (410) 887-3180

April 1, 1995

Howard L. Alderman, Jr., Esquire LEVIN & GANN, P.A. Suite 113 305 W. Chesapeake Avenue Towson, MD 21204

> RE: Case No. 90-448-X Rolf Sorg, Inc.

Dear Mr. Alderman:

Enclosed please find a copy of the Opinion and Order issued this date by the County Board of Appeals of Baltimore County in the subject matter.

Any petition for judicial review from this decision must be made in accordance with Rule 7-201 through Rule 7-210 of the Maryland Rules and Procedure. If no such petition is filed within 30 days from the date of the enclosed Order, the subject file will be closed.

> Very truly yours, Charletto & Redelife for Kathleen C. Bianco Administrative Assistant

cc: Mr. & Mrs. Rolf Sorg / Rolf Sorg, Inc. Jeffrey Lenovitz People's Counsel for Baltimore County Pat Keller, Planning Director Lawrence S. Schmidt Docket Clerk /PDM Arnold Jablon, Director /PDM Virginia W. Barnhart, County Attorney

IN RE: PETITION FOR SPECIAL EXCEPTION * BEFORE THE SW/S Glynowings Drive, SW of * DEPUTY ZONING COMMISSIONER Glynee Court (12340 Glynowings Drive) * OF BALTIMORE COUNTY 4th Election District 3rd Councilmanic District * Case No. 90-448-X Rolf Sorg, Inc. Petitioner

FINDINGS OF FACT AND CONCLUSIONS OF LAW

* * * * * * * * *

The Petitioner herein requests a special exception to use the subject property for a service garage in accordance with Petitioner's Exhibit 1.

The Petitioner, by its owners, Rolf and Dorothy Sorg, appeared, testified and was represented by Howard L. Alderman, Jr., Esquire. Also appearing on behalf of the Petition were Jeffrey Griffiths and Cynthia Bowden. Appearing as a Protestant in the matter was Jeffrey Lenovitz.

Testimony indicated that the subject property, known as 12340 Glynowings Drive, consists of 2.0 acres zoned M.L.-I.M. and is improved with an existing one story building as depicted in Petitioner's Exhibit 1. Mr. Sorg, owner and President of Rolf Sorg, Inc., testified that he has leased a portion of the subject building to Treasure Motorcar Services Limited for the past 5 years. Testimony indicated that Treasure Motorcar Services Limited took possession of the subject garage without first acquiring the requisite occupancy permits. The instant petition was filed a result of a bank inquiry pursuant to a loan application.

Petitioner is desirous of expanding said operation to comprise 5,120 sq.ft. of the subject building as shown on Petitioner's Exhibit 1. Cynthia Bowden, a land surveyor, testified that the subject property is located within the St. George's Industrial Park and that in her opinion the proposed use complies with Section 253.4 of the B.C.Z.R., which requires in part that:

> "Within 100 feet of any residential zone boundary or the right of way of any street abutting such a boundary, only passenger-automobile accessory parking and those uses permitted in M.R. zones, as limited by the use regulations in Section 241, are permitted."

Mr. Griffiths, owner of Treasured Motorcar Services, Ltd., testified that he is primarily in the business of restoring collector automobiles. He indicated that there are six employees running the operation which also includes general automobile maintenance. Mr. Griffiths testified that his company performs general engine and electrical work and handles an occasional upholstery repair. He testified that while his company dismantles and reconditions automobiles, there is no painting or body work performed on the site. Mr. Griffiths testified in his opinion the subject use complies with the requirements of Section 502.1 of the

Jeffrey Lenovitz appeared and testified as a Protestant in his capacity as the Vice President of the St. George's Community Association. Mr. Lenovitz testified that his Association is generally opposed to the granting of the requested relief citing specific concerns regarding noise and air pollution, disabled vehicles parked along the roadway, and a general concern about the adverse impact the subject use will have on surrounding residential property values.

Baltimore County Zoning Regulations (B.C.Z.R.).

Rebuttal testimony by the Petitioner indicated that the disabled vehicles parked along the roadway in front of the subject property were in no way related to Fetitioner or Treasure Motorcar Services, Ltd.

The Petitioner had the burden of adducing testimony and evidence which would show that the proposed use met the prescribed standards and

requirements set forth in Sections 502.1 and 253.2.B.3 of the B.C.Z.R. Section 253.2.B.3 specifically requires a showing that "any such use will serve primarily the industrial uses and related activities in the surrounding industrial area." Based on the testimony and evidence produced, the Petitioner clearly did not establish that Treasure Motorcar Services was primarily serving the industrial uses in the surrounding area. Mr. Criffiths testified specifically that his business is primarily involved in the restoration, maintenance and repair of collectible automotibles.

A second hurdle for Petitioner is found in Section 253.2.B which requires that the subject use have direct access to a "Class I Commercial Motorway." Section 101 of the B.C.Z.R. defines a "Class I Commercial Motorway" as follows:

> "A motorway, or portion thereof at least one mile in length, with at least 70% of all frontage thereon (the sum of the lengths of both sides), excluding land publicly owned for highway right-of-way purposes, zoned as B.L., B.M., B.R., and/or M.L., and designated as a Class I commercial motorway under ordinance of the County Council. No portion of a motorway shall be considered as a Class I commercial notorway unless such portion is bounded at its ends by intersections with freeways, expressways, arterial streets, town-center boundaries, political-subdivision boundaries, the urban-rural demarcation line, or major streams or

To qualify as a "Class I Commercial Motorway" the County Council must, by ordinance, designate the subject roadway as such. As Petitioner did not produce any documentation qualifying Glynowings Drive as such, and the Zoning Office's search has failed to locate any such ordinance, the Petitioner's request must be denied.

After reviewing all of the *estimony and evidence presented, it is the opinion of the Deputy Zoning Commissioner that the Petitioner has not met the requirements set forth in Sections 502.1 or 253.2.8 of the B.C.Z.R.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the relief requested in the special exception should be denied.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this _____day of June, 1990 that the Petition for Special Exception to use the subject property for a service garage in accordance with Fetitioner's Exhibit 1, be and is hereby DENIED; and,

IT IS FURTHER ORDERED that the subject service garage use by Treasure Motorcar Services, Ltd. shall cease and desist operating on or before November 30, 1990.

> 11 Machine ANN M. NASTAROWICZ Deputy Zoning Commissioner for Raltimore County

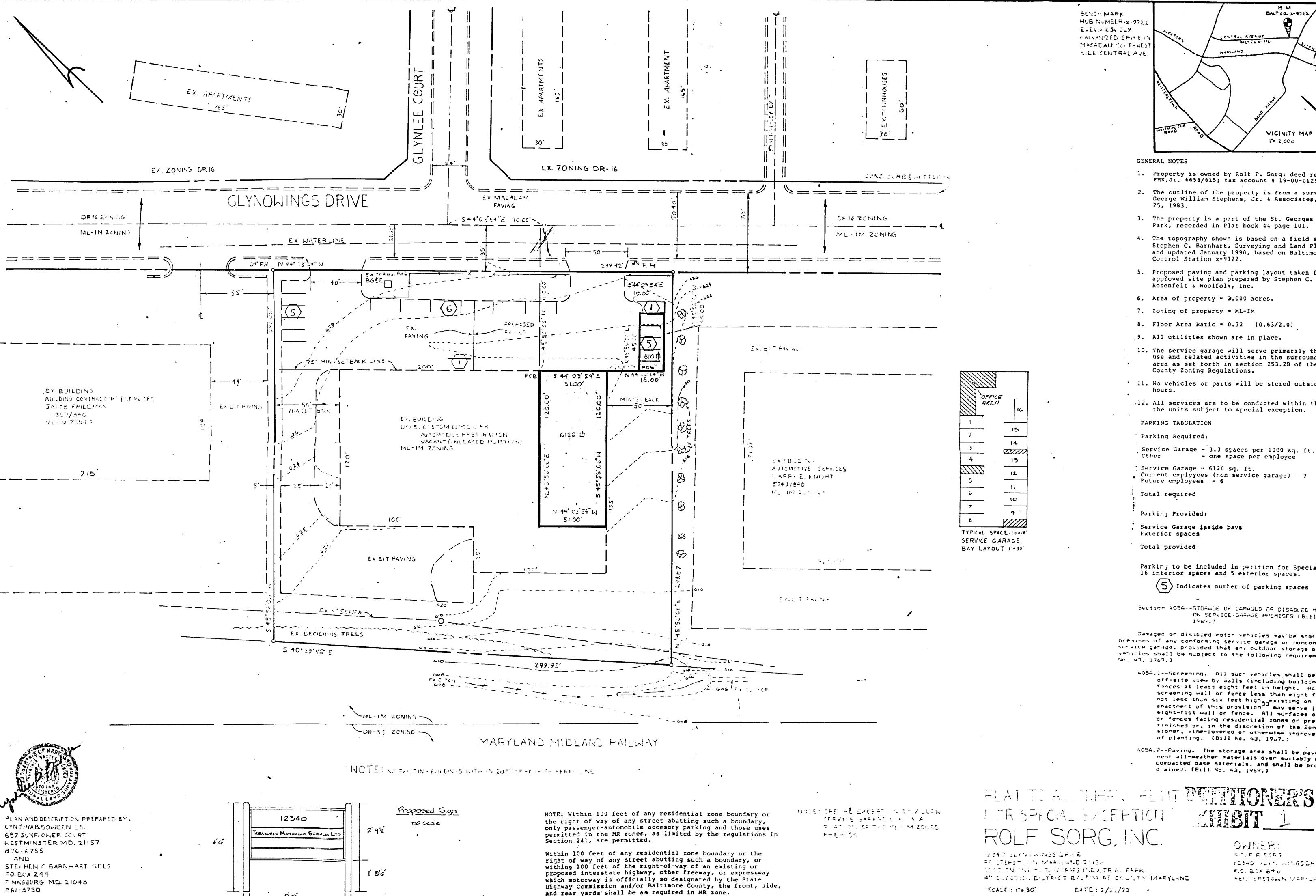
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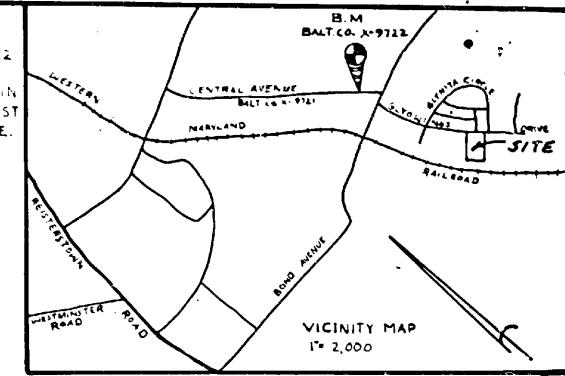
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THEORY I MED



BENCH MARK HUB NUMBER X-9722 ELEV. = 65+2.9 CALVANIZED SPIKE MACADAM SCUTHNES SICE CENTRAL AVE.



GENERAL NOTES

- Property is owned by Rolf P. Sorg: deed reference -EHK, Jr. 6658/815; tax account # 19-00-012529.
- 2. The outline of the property is from a survey prepared by George William Stephens, Jr. & Associates, dated April 25, 1983.
- 3. The property is a part of the St. Georges Industrial Park, recorded in Plat book 44 page 101.
- 4. The topography shown is based on a field survey by Stephen C. Barnhart, Surveying and Land Planning, 1983, and updated January 1990, based on Baltimore County Control Station x-9722.
- 5. Proposed paving and parking layout taken from an approved site plan prepared by Stephen C. Barnhart and Rosenfelt & Woolfolk, Inc.
- 6. Area of property = 3.000 acres.
- 7. Zoning of property = ML-IM
- 8. Floor Area Ratio = 0.32 (0.63/2.0)
- 9. All utilities shown are in place.
- 10. The service garage will serve primarily the industrial use and related activities in the surrounding industrial area as set forth in section 253.2B of the Baltimore County Zoning Regulations.
- ' 11. No vehicles or parts will be stored outside after work
- .12. All services are to be conducted within the interior of the units subject to special exception.

PARKING TABULATION

Parking Required:

Service Garage - 3.3 spaces per 1000 sq. ft. - one space per employee

Service Garage - 6120 sq. ft. Current employees (non service garage) - 7 Future employees - 6

Total required

Parking Provided:

Service Garage immide bays

Fxterior spaces

Total provided

34 spaces

21 spaces

34 spaces

16 spaces

Parking to be included in petition for Special Exception - 16 interior spaces and 5 exterior spaces.

(5) Indicates number of parking spaces

Section 4054--STORAGE OF DAMAGED OR DISABLED MOTOR VEHICLES ON SERVICE-GARAGE PREMISES (Bill No. 43.

Damaged or disabled motor vehicles may be stored on the premises of any conforming service garage or nonconforming use service garage, provided that any outdoor storage of such motor vehicles shall be subject to the following requirements: [Bill No. 43. 1959.]

405A.1--Screening. All such vehicles shall be screened from off-site view by walls (including building walls) or fences at least eight feet in height. However, a screening wall or fence less than eight feet high, but not less than six feet high existing on the date of enactment of this provision may serve in lieu of such eight-foot wall or fence. All surfaces of such walls or fences facing residential zones or premises shall be tinished or, in the discretion of the Zoning Commissioner, vine-covered or otherwise improved by the use of planting. [Bill No. 43, 1969.]

405A.2--Paving. The storage area shall be paved with permanent all-weather materials over suitably compounded and compacted base materials, and shall be properly, drained. [Bill No. 43, 1969.]

ROLF SORG, INC.

HOLF FLSCFS 12340 BLIT WINGS DRIVE FAC. BOX 640 FEILTERSTOWN WARYLAND 21136-0644

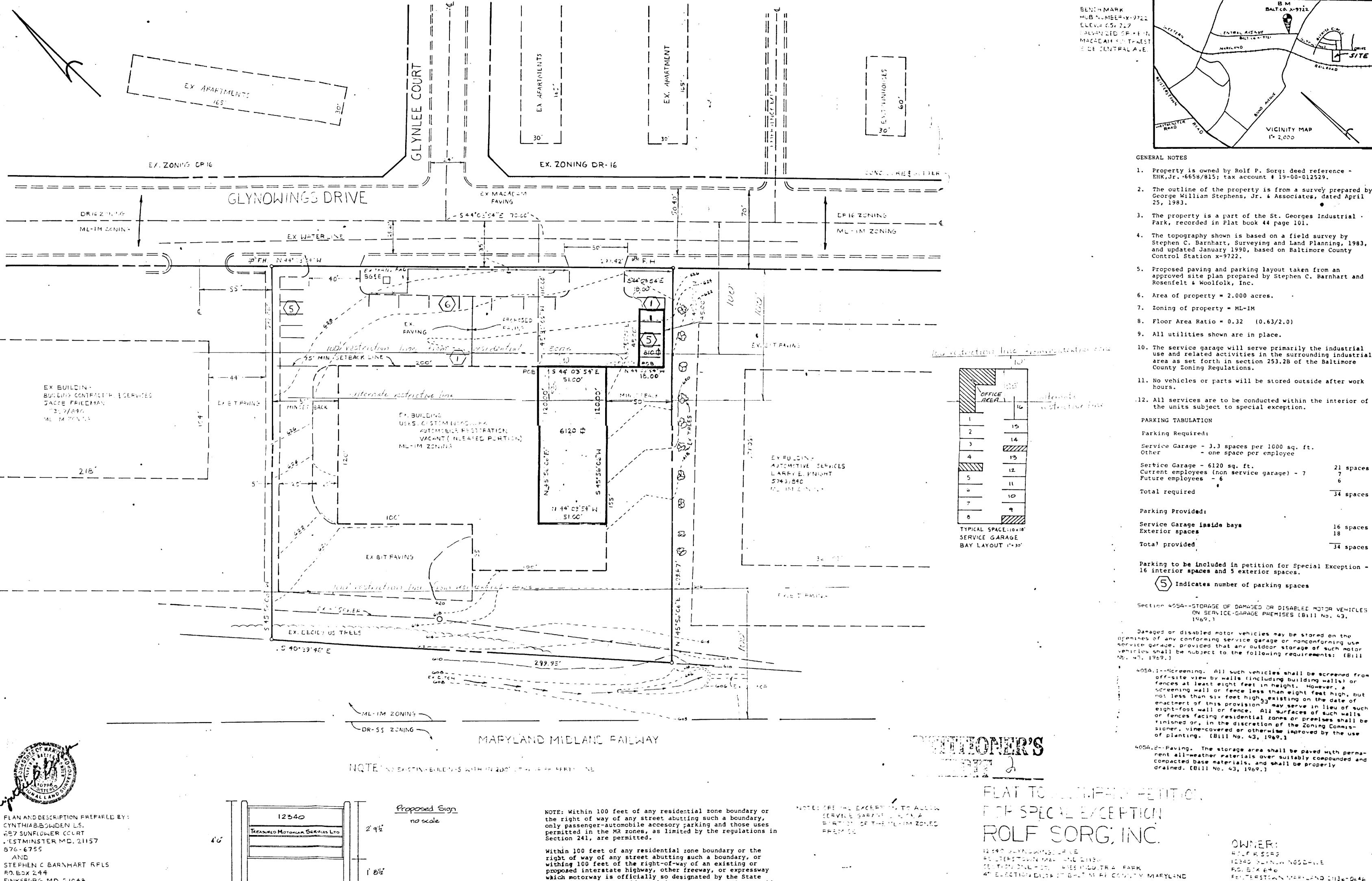
OWNER:

TEN 4-18-90

I OR SPECIAL EXCEPTION

SECTION INC. - IT. RECESTS INDUSTRIAL PAPK. 4" ELECTION ENTRICT BALTINI BE COUNTY MARYLAND

DATE: 2/20/90 -



Highway Commission and/or Baltimore County, the front, side,

and rear yards shall be as required in MR zone.

80. Edx 244

661-8730

FINKSBURG M.D. 21048

VICINITY MAP Property is owned by Rolf P. Sorg: deed reference = EHK, Jr. .6658/815; tax account # 19-00-012529.

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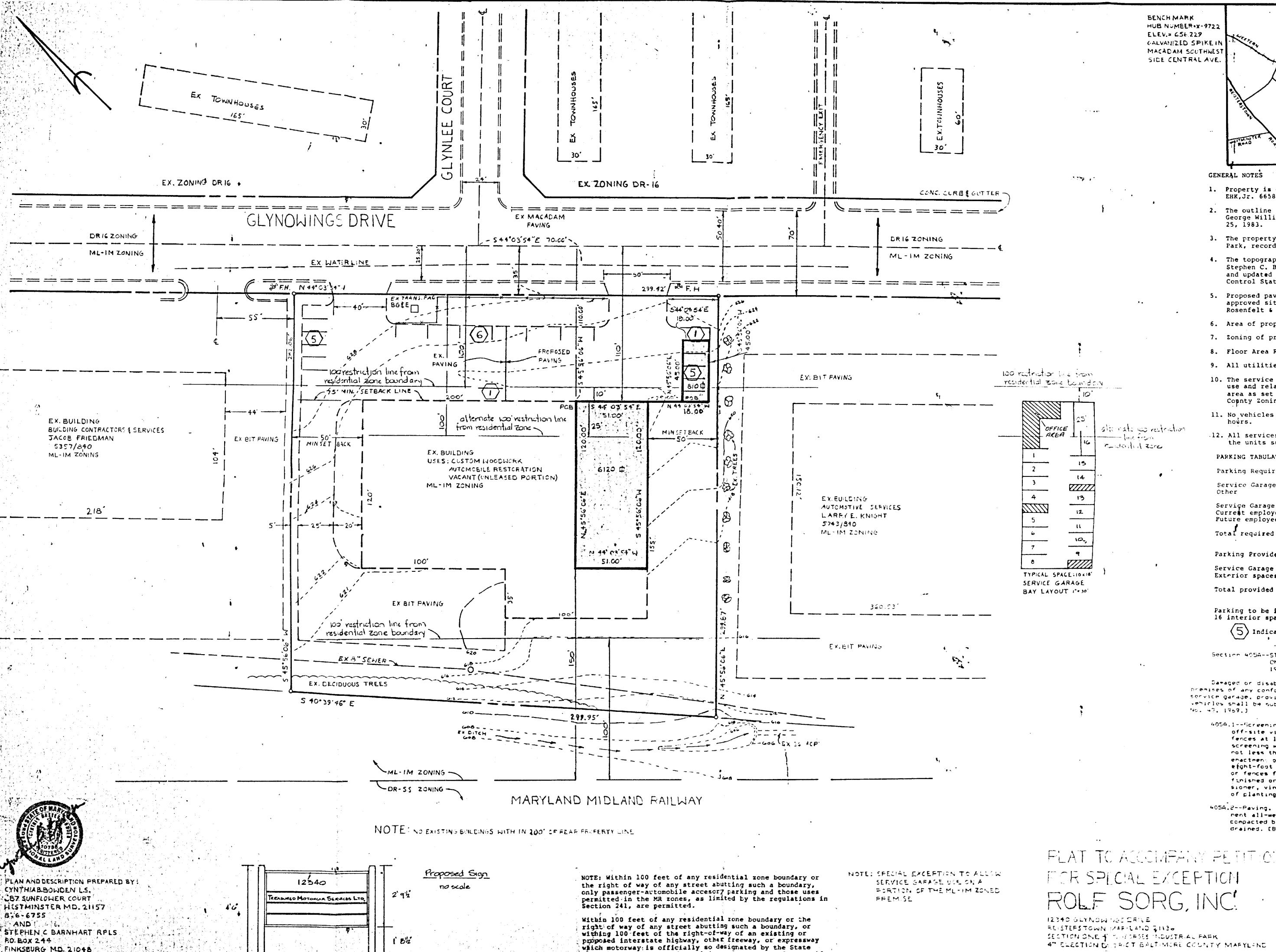
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12340 BLINUM NOSDAME F.C. 51x 646 FEILTERSTONN WARTLAND 11136-0646

DATE: 2/22/90 TN 4-18-40

SCALE: I" = 30"



Highway Commission and/or Baltimore County, the front, side,

and rear yards shall be as required in MR zone.

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STEPHEN C BARNHART RPLS

FINKSBURG MD. 21048

FO BOX 244

861-8730

BALT.CA x-9722 VICINITY MAP 1 2000

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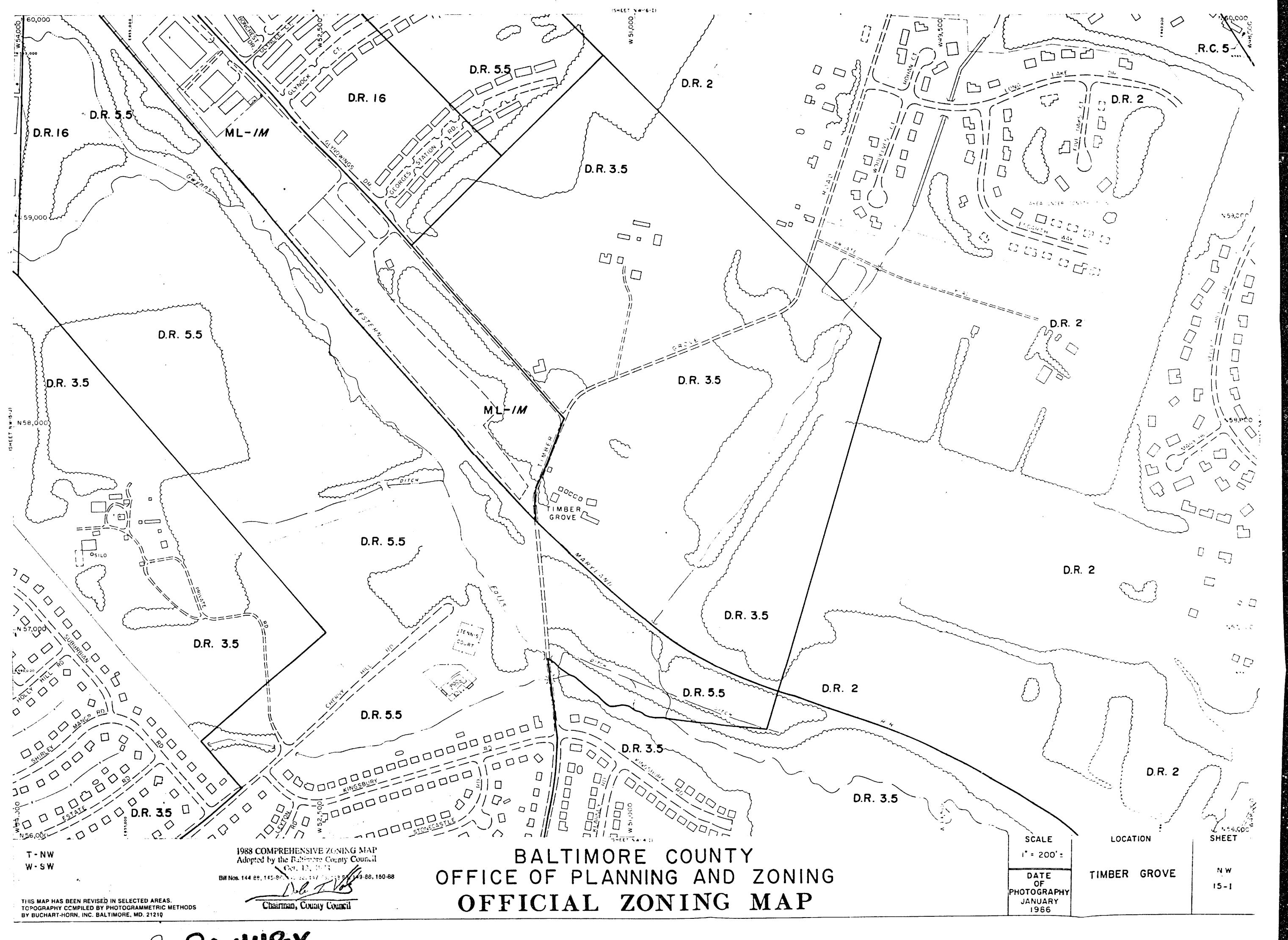
FLAT TO ACCOMPANY PETITION.

REISTERSTOWN MARIEAND ZING SECTION ONE of THE CASES THOUSTRIAL FARK 4" ELECTION DI TRICT BALTIMORE COUNTY MARYLAND

> DATE: 2/24/90 TN 4 18-50 YEV SHATON

SCALE: 1" 36"

OWNER: BOLF RISCRS 12340 BEINDAMOS CAIVE FO. 5 7 640 REISTERSTOWN WARILAND ZILSE-TEAD



313 90-448-X

PETITION FOR SPECIAL EXCEPTION TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY: 90-44 The undersigned, legal owner(s) of the property situate in Baltimore County and which described in the description and plat attached hereto and made a part hereof, hereby petition for a Special Exception under the Zoning Law and Zoning Regulations of Baltimore County, to use the herein described property for a service garage use pursuant to BCZR Section 253.2.B.3 in accordance with the plat and legal description submitted Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Special Exception advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County. I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s): Contract Purchaser: Rolf Sorg, Inc. (Type or Print Name) Signature (Type or Print Name) City and State Attorney for Petitioner: __12340_Glyn_Owings_Drive__526=5570 Howard L. Alderman, Jr. Reisterstown, MD 21136 Levin & Gann, P.A. Name, address and phone number of legal owner, con-Suite_113, 305 W-- Chesapeake-Ave. tract purchaser or representative to be contacted Towson, MD 21204 Howard L. Alderman, Ir. Esq. Levin & Cann P. A. Name Suite 113 City and State 305 W. Chesapeake Ave. Towson, MD. 21204 Attorney's Telephone No.: 321-0600 Phone No.321-0600 of _____, 1990, that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore County, on the 23 nd day of may Filed 3/13/90 By DAd. I How Hang Time MICROFILMED

CERTIFICATE OF PUBLICATION NOTICE OF HEARING The Zoning Commissioner TOWSON, MD., 19.90 The Zoning Commissioner or Betimore County, by authority of the Zoning Act and Requisitions of Battimore County will hold a public hearing on the properly identified herein in Room 106 of the County Office Building, lo-cated at 111 W. Chesspeake Av-enue in Towson, Maryland 21204 THIS IS TO CERTIFY, that the annexed advertisement was published in OWINGS MILLS TIMES, a weekly newspaper published in Towson, Baltimore County, Md., once in each of ________ Petition for Special Exception
Case number: 90-448-X
SW/S Glymowings Drive, St
of Glynee Court
12340 Glyncwings Drive
4th Election District
3rd Councilmanic
Petitioner(s):
Rioff Sorg, Inc. successive weeks, the first publication appearing on April 26 ____, 19*_9*Q. Heering Date: Wednesday, May 23, 1990 at 9:30 a.m. 5. Zefe Olim Soncial Exception: A service garage use pursuant to BCZR Section 253.2.8.3 in accordance with the plat and legal description ubmitted herewith. In the event that this Petition is issued within the thirty (30) da appeal neriod. The Zoning Cor missioner will, however, enterta any request for a stay of the is suance of said permit during th period for good cause showi Such request must be in writing and received in this office by the date of the hearing set above of MOROFILMED

Stephen C. Barnhart, R.P.L.S., #168 Surveying & Land Planning P.O. Box 244 Finksburg, Maryland 21048 861-8730

Description of portions of Rolf Sorg Property to accompany petition for special exception, situated on the southwest side of Glynowings Drive in the Fourth (4th) Election District of Beltimore County, Maryland and being more particularly described as follows:

Beginning for the first (1st) at a point at the end of the two (2) following courses measured from the centerline intersection of Glynowings Drive and Glynles Court, wiz:

1) South 44 degrees 03 minutes 54 seconds East 70.00 feet to a point in the centerline of Glynowings Drive, thence leaving said centerline and running normal thereto,

2) South 45 degress 56 minutes 06 seconds West 110.00 feet to the place of beginning, thence leaving said place of beginning and running to include an area of special exception. the four (4) following courses, viz:

1) South 44 degrees 03 minutes 54 seconds East 51.00 feet to a point, thence,

2) South 45 degrees 56 minutes 06 seconds West 120.00 feet to a point, thence,

3) North 44 degrees 03 miuntes 54 seconds West 51.00 feet to a point and thence,

4) North 45 degrees 56 minutes 06 seconds East 120.00

- 1 -

MICDOEII MED

Baltimore County
Zoning Commissioner
Gounty Office Building
111 West Chesapeuke Avenue
Towson, Maryland 21204 3/13/90 H9000313 PUBLIC HEARING FEES PRICE 050 -SPECIAL EXCEPTION 1 X \$175.00 TOTAL: \$175.00 LAST NAME OF OWNER: SORG

CONTRACT DANTE B B 144***** 17500:a 8149F Please make checks payable to: Baltimore County

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Date			9	0-44
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1,417	n Bresiden and Balance in Sagar		S. C. J. G.	

feet to the place of beginning.

Containing 6.120 square feet more or less.

Beginning for the second (2nd) at a point at the end of the following course measured from the end of the first (1st) or South 44 degrees 03 minutes 54 seconds East 51.00 foot line of the above described 6,120 square foot parcel and at an extension thereof. viz:

South 44 degrees 03 minutes 54 seconds East 25.00 feet to the place of beginning, thence leaving the place of beginning and running to include an area of special exception for parking, the four (4) following courses, viz:

1) North 45 degrees 56 minutes 06 seconds East 45.00 feet to a point, thence,

2) South 44 degrees 03 minutes 54 seconds East 16.00 feet to a point, thence,

3) South 45 degrees 56 milnutes 06 seconds West 45.00 feet to a point and thence.

- 2 -

4) North 44 degrees 03 minutes 54 seconds West 18.00 feet to the place of beginning.

Containing 810 square feet more or less.



AMPORAGE HAREL

Baltimore County Zoning Commissioner Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353 J. Robert Haines
Zoning Communicationer

DATE 51811

Rolf Sorg, Inc. 1234D Glynowings Drive Reisterstown, Maryland 21136

Re: Petition for Special Exception CASE NUMBER: 90-448-X SW/S Glynowings Drive, SW of Glynee Court 12340 Glynowings Drive 4th Election District - 3rd Councilmanic Petitioner(s): Rolf Sorg, Inc. HEARING: WEDNESDAY, MAY 23, 1990 at 9:30 a.m.

Please be advised that $\frac{105.41}{1000}$ is due for advertising and posting of the above captioned property.

THIS FEE MUST BE PAID AND THE ZONING SIGN & PUST SET(S)
RETURNED ON THE DAY OF THE HEARING OR THE ORDER SHALL NOT ISSUE. DO NOT REMOVE THE SIGN & POST SET(S) FROM THE PROPERTY UNTIL THE DAY OF THE HEARING.

Please make your check payable to deltimore County, Maryland. Bring the check and the sign & post set(s) to the Zoning Office, County Office Building, 111 W. Chesapeake Avenue, Room 113, Towson, Maryland fifteen (15) minutes before your hearing is scheduled to begin.

Be advised that should you fail to return the sign & post set(s), there will be an additional \$50.00 added to the above amount for each such set not returned.

Very truly yours,

SERVEN WIT SAFEE

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY

District Posted for:	unsel Grow	Date of Posting Grad 30 193
	4/ 5000 3	
ocation of property:	Mill Harry	age Laine, Ent of Glyce Court
		assistant care is front of
	yar signif	
emarks:	/	
· ·	Co.Ata	Date of return: 211 14 9 1990
umber of Signe:		V

CERTIFICATE OF PUBLICATION

in Towson, Baltimore County, Md., once in each of ____ successive

weeks, the first publication appearing on _42.126, 19 90

NOTICE OF HEARING The Zarung Commissioner Battmore County, by authority of the Zoning Act and Regulations of Battmore County will hold a public hearing on the property identified herein in Room 106 of the County Office Building, to-cated at 111 W. Chesapeate Av-3rd Councilmanic

enue in Towson, Maryland 21204 as follows Petron for Special Exception Case number 90-448-X SWS Glynowings Drive, SW of Glynowings Drive 12340 Glynowings Drive Special Exception: A service parage use pursuant to BCZR Section 253 2 B 3 in accordance with the pial and legal description submitted herewith in the event that this Petition is granted, a building permit may be souled within the thirty (30) day

appeal period. The Zoning Com-missionar will, however, entertain any request for a stay of the esuance of said permit during this period for good cause shown. Such request must be in writing and received in this office by the date of the hearing set above or presented at the hearing. J. ROBERT HAINES Zoning Commissionar of Barimore County

OMT-14 282 Agr 26

TOWSON, MD. april 30, 19 90 THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper published

THE JEFFERSONIAN.

MULLINATIVED

900475-70

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORS COUNTY

I dwg	M. Maryland
District. 4/3/2	Date of Posting Classes T 7 10
Posted for:	· · · · · · · · · · · · · · · · · · ·
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123 4 Jumper 500 1 1 1 1 1 1	
ocation of Signer 515 referrate Alva	country process in land of
1211315 1 15-1215h	· · · · · · · · · · · · · · · · · · ·
Remarks: SIGN REPLACE	ID DECEMBER 4-90
Posted by	Date of return: Congress 16 199
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Baltimore County

Zoning Commissioner

County Office Building

111 Vest Chesipease Avenue

Towns Mandond 21208

	re(ලෝල
Account: # 001 6150		
Number	N1	2932

7712790 49100 998 AFFEAL FEED FRICE 180 -OF A SPECIAL EXC. OFFER 1 X \$175.00 150 -FOSTING SIGNS / ACVERTISING 1 x

- 84 0009:37AM07-16-90

April 10, 1990

NOTICE OF HEARING



The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing on the property identified herein in Room 106 of the County Office Building located at 111 W. Chesapeake Avenue in Towson, Maryland 21204 as follows:

Petition for Special Exception CASE NUMBER: 90-448-X SW/S Glynowings Drive, SW of Glynee Court 1234O Giynowings Drive 4th Election District - 3rd Councilmanic Petitioner(s): Rolf Sorq. Inc. HEARING: WEDNESDAY, MAY 23, 1990 at 9:30 a.m.

Special Exception: A service garage use pursuant to BCZR Section 253.2.8.3 in accordance with the plat and legal description submitted herewith.

In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permi during this period for good cause shown. Such request must be in writing and received in this office by the date of the hearing set above or presented at the hearing.

Rolf Sorg, Inc. Howard L. Alderman, Jr., Esq.



County Board of Appeals of Baltimore County

COUNTY OFFICE BUILDING 111 W. CHESAPEAKE AVENUE TOWSON, MARYLAND 21204

(301) #57700#57 887-3180 HEARING ROOM - Room 301 County Office Building August 23, 1990 NOTICE OF ASSIGNMENT

NO POSTPONEMENTS WILL BE GRANTED WITHOUT GOOD AND SUFFICIENT REASONS. REQUESTS FOR POSTPONEMENTS MUST BE IN WRITING AND IN STRICT COMPLIANCE WITH BOARD RULE 2(b). NO POSTPONEMENTS WILL BE GRANTED WITHIN FIFTEEN (15) DAYS OF SCHEDULED HEARING DATE UNLESS IN FULL COMPLIANCE WITH RULE 2(c), COUNTY COUNCIL BILL NO. 59-79.

CASE NO. 90-448-X

ROLF SORG, INC. SW/s Glynowings Drive, SW of Glynee Ct. (12340 Glynowings Drive) 4th Election District 3rd Councilmanic District

SE-Service Garage 6/11/90 - D.Z.C.'s Order DENYING Petition.

TUESDAY, FEBRUARY 12, 1991 at 10:00 a.m. ASSIGNED FOR: cc: Howard L. Alderman, Jr., Esquire

Counsel for Petitioner/Appellant

Mr. and Mrs. Rolf Sorg Rolf Sorg, Inc. Mr. Jeffrey Lenovitz

Docket Clerk - Zoning

Arnold Jablon, County Attorney

Protestant People's Counsel for Baltimore, County P. David Fields Pat Keller J. Robert Haines Ann M. Nastarowicz James E. Dyer W. Carl Richards, Jr/.

> LindaLee M. Kuszmaul Legal Secretary



County Board of Appeals of Baltimore County

COUNTY OFFICE BUILDING, ROOM 315 111 W. CHESAPEAKE AVENUE TOWSON, MARYLAND 21204 (301) 887-3180

Room 301, County Office Bldg. January 29, 1991

NO POSTPONEMENTS WILL BE GRANTED WITHOUT GOOD AND SUFFICIENT REASONS. REQUESTS FOR POSTPONEMENTS MUST BE IN WRITING AND IN STRICT COMPLIANCE WITH RULE 2(b). no POSTPONEMENTS WILL BE GRANTED WITHIN FIFTEEN (15) DAYS OF SCHEDULED HEARING DATE UNLESS IN FULL COMPLIANCE WITH

NOTICE OF POSTPONEMENT

RULE 2(c), COUNTY COUNCIL BILL NO. 59-79.

CASE NO. 90-448-X ROLF SORG, INC. SW/s Glynowings Dr., SW of Glynee Ct. (12340 Glynowings Dr.) 4th Election District

SE-Service Garage

6/11/90 -D.Z.C.'s Order DENYING Petition.

which was scheduled for hearing on February 12, 1991 has been POSTPONED at the request of Counsel for Petitioner. Not to be reset for hearing until requested by said Counsel.

cc: Howard L. Alderman, Jr., Esquire-

Arnold Jablon, County Attorney

Counsel for Petitioner/Appellant Mr. and Mrs. Rolf Sorg

3rd Councilmanic District

Rolf Sorg, Inc.

Mr. Jeffrey Lenovitz

People's Counsel for Baltimore County P. David Fields Pat Keller Public Services out perfued 2/20/11 J. Robert Haines Ann M. Nastarowicz James E. Dyer W. Carl Richards, Jr. Docket Clerk - Zoning

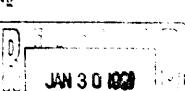
> LindaLee M. Kuszmaul Legal Secretary

Protestant



County Board of Appeals of Baltimore County

COUNTY OFFICE BUILDING, ROOM 315 111 W. CHESAPEAKE AVENUE TOWSON, MARYLAND 21204 (301) 887-3180



Hearing Room -Room 301, County Office Bldg. January 29, 1991

NOTICE OF POSTPONEMENT

NO POSTPONEMENTS WILL BE GRANTED WITHOUT GOOD AND SUFFICIENT REASONS. REQUESTS FOR POSTPONEMENTS MUST BE IN WRITING AND IN STRICT COMPLIANCE WITH RULE 2(b). no POSTPONEMENTS WILL BE GRANTED WITHIN FIFTEEN (15) DAYS OF SCHEDULED HEARING DATE UNLESS IN FULL COMPLIANCE WITH RULE 2(c), COUNTY COUNCIL BILL NO. 59-79.

CASE NO. 90-448-X ROLF SORG, INC.

SW/s Glynowings Dr., SW of Glynee Ct. (12340 Glynowings Dr.) 4th Election District 3rd Councilmanic District

SE-Service Garage

6/11/90 -D.Z.C.'s Order DENYING Petition.

which was scheduled for hearing on February 12, 1991 has been POSTFONED at the request of Counsel for Petitioner. Not to be reset for hearing until requested by said Counsel.

cc: Howard L. Alderman, Jr., Esquire-Counsel for Petitioner/Appellant Mr. and Mrs. Rolf Sorg

Rolf Sorg, Inc.

Mr. Jeffrey Lenovitz

People's Counsel for Baltimore County P. David Fields Pat Keller

√Public Services □ J. Robert Haines Ann M. Nastarowicz James E. Dyer W. Carl Richards, Jr.

Docket Clerk - Zoning Arnold Jablon, County Attorney

LindaLee M. Kuszmaul Legal Secretary

Protestant

County Board of Appeals of Baltimore County

OLD COURTHOUSE, ROOM 49 400 WASHINGTON AVENUE TOWSON, MARYLAND 21204 (410) 887-3180

Hearing Room - Room 48 Old Courthouse, 400 Washington Avenue

December 12, 1995

NOTICE OF ASSIGNMENT

NO POSTPONEMENTS WILL BE GRANTED WITHOUT GOOD AND SUFFICIENT REASONS. REQUESTS FOR POSTPONEMENTS MUST BE IN WRITING AND IN STRICT COMPLIANCE WITH RULE 2(b). NO POSTPONEMENTS WILL BE GRANTED WITHIN FIFTEEN (15) DAYS OF SCHEDULED HEARING DATE UNLESS IN FULL COMPLIANCE WITH RULE 2(c), COUNTY COUNCIL BILL NO. 59-79.

CASE NO. 90-448-X

ROLF SORG, INC. -Petitioner SW/s Glynowings Drive, SW of Glynee Court (12340 Glynowings Drive) 4th E; 3rd C

SE -Service Garage.

6/11/90 -D.Z.C.'s Order in which Petition for Special Exception was DENIED.

Petitioners

ASSIGNED FOR

THURSDAY, MARCH 14, 1996 at 10:00 a.m.

cc: Howard L. Alderman, Jr., Esquire Counsel for Petitioners Mr. & Mrs. Rolf Sorg

Jeffrey Lenovitz People's Counsel for Baltimore County Pat Keller, Planning Director

Timothy Kotroco Docket Clerk /PDM Arnold Jablon, Director /PDM Virginia W. Barnhart, County Attorney

Kathleen C. Bianco Administrative Assistant

Baltimore County Zoning Commissioner Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353 J. Robert Haines

Howard L. Alderman, Jr.

Suite 113, 305 W. Chesapeake Avenue

Levin & Gann, P.A.

Towson, MD 21204

May 4, 1990



RE: Item No. 313, Case No. 90-448-X Petitioner: Rolf Sorg, Inc. Petition for Special Exception

Dear Mr. Alderman:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Enclosed' are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

IT WOULD BE APPRECIATED IF YOU WOULD RETURN YOUR WRITTEN COMMENTS TO MY OFFICE, ATTENTION JULIE WINIARSKI. IF YOU HAVE ANY QUESTIONS REGARDING THIS, PLEASE CONTACT HER AT 687-3391.

> Yery truly yours, Chairman Zoning Plans Advisory Committee

JED:jw

Enclosures

cc: Rolf Sorg, Inc.

12340 Glyn Owings Drive Reisterstown, MD 21136

MICROFILMEN

Baltimore County Zoning Commissioner Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353 J. Robert Haines Zoning Commissioner



Dennis F. Rasmussen

Your petition has been received and accepted for filing this 4th day of April, 1990.

ZONING COMMISSIONER

Zonieg Plans Advisory Committee

Received By:

Petitioner: Rolf Sorg, Inc., et al Petitioner's Attorney: Howard L. Alderman

CONTRACT SERVICE

Baltimore County Department of Public Works Bureau of Traffic Engineering Courts Building, Suite 405 Towson, Maryland 21204 (391) 887-3554

March 23, 1990



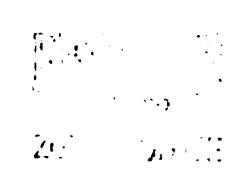
Mr. J. Robert Haines Zoning Commissioner County Office Building Towson, Maryland 21204

Dear Mr. Haines:

The Bureau of Traffic Engineering has no comments for items number 300, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, and 321.

Very truly yours, Turkel S. Theng -Michael S. Flanigan Traffic Engineer Assoc. II

MSF/lvw



CARLES OF CAPTI

BALTIMORE COUNTY, MARYLAND INTEROFFICE CORRESPONDENCE

TO: Zoning Advisory Committee DATE: April 4, 1990 FROM: Robert W. Bowling, P.E.

RE: Zoning Advisory Committee Meeting for April 3, 1990

The Developers Engineering Division has reviewed the subject zoning items and we have no comments for Items 300, 307, 308, 310, 311, 312, 313, 318, 319 and 320.

For Items 309, 314, 315 and 317, the previous County Review Group comments apply.

For Item 316, a County Review Group meeting may be required.

For Item 321, a County Review Group meeting may be required. Neither lot has in-fee frontage to a public ROBERT W. BOWLING, P.R., Chief

Developers Engineering Division

RWB:s

SOUTHWILL SALLY

Baltimore County Fire Department Towson, Maryland 21204-2586 494-4500 Paul H. Reincke

J. Robert Haines

APRIL 4, 1990

Dennis F. Rasmussen

Zoning Commissioner Office of Planning and Zoning Baltimore County Office Building Towson, MD 21204

RE: Property Owner: ROLF SCRG, INC. #12340 GLYNCWINGS DRIVE Location:

Item No.: 313 Zoning Agenda: APRIL 3, 1990

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1988 edition prior to occupancy.

Fire Prevention Bureau Special Inspection Division

JK/KEK

Suices AILMEN

Baltimore County Zoning Commissioner Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353 J. Robert Haines

May 10, 1990



Howard L. Alderman, Jr., Esquire Levin & Gann Suite 113 305 West Chesapeake Avenue Towson, MD 21204

> RE: Property of Rolf Sorg, Inc. Item Number 313 Hearing Number 90-448-X SW/S Glynowings Drive, SW of Glynock Place 12340 Glynowings Drive 4th Election District

Dear Mr. Alderman:

This letter is to inform you that after a close review of the above referenced zoning petition, it has come to the attention of this office that there are conflicts which have not been addressed in the petition. S.253.4 of the Baltimore County Zoning Regulations restricts uses to those permitted and as limited by S.241 (which does not permit the proposed service garage use by right or special exception) when said uses are located within 100 feet of a residential zone boundary or the right-of-way of any street abutting such a boundary. The petition has been advertised prior to this date and, therefore, cannot be revised without new advertisement in two local papers. The petition may, therefore, be postponed awaiting revision or you may choose to continue with the upcoming hearing with the understanding that these issues must be satisfactorily

MICROFILMED

Dennis F. Rasmussen

Howard L. Alderman, Jr., Esquire May 10, 1990

The Zoning Office wishes to clarify its position in such cases since when petitions are filed in this office, it is always the ultimate responsibility of the petitioner to be certain that a complete and accurate application is made addressing all zoning issues on the property. The petitions are routinely reviewed by the associates for completeness and proper form and suggestions may be made to the applicant so that a proper and accurate application is made addressing the zoning issues as presented at the review. Obviously the statf will endeavor to review the petition as presented to be as complete as possible with the time available, but there is no stigma or responsibility either implied or conferred upon the associates to completely correct the application and address all zoning conflicts and issues on the property.

If you have any questions, please do not hesitate to call me at 887-3391.

Very truly yours,

Jöhn L. Lewis Planning & Zoning Associate III

cc: Rolf Sorg, Inc.

JLL:scj

MOUNTAINED

letition for Special Exception 196/S Glynowings brive, SW of Glynee Court (1894) Glynowings Drive) 4th Flection District - Ind Councilmanic District FOLE SORG, INC. - Petitioner Came No. 90-448-8

Petition for Special Exception

Description of Property

Certificate of Fosting

Certificate of Publication

Entry of Appearance of People's Counsel

Zoning Plans Advisory Committee Comments

Director of Flanning & Zoning Comments

Petitioner's Exhibits: 1. & 2. Plats to accompany Petition

Deputy Zoning Commissioner's Order dated June 11, 1998 (Denied)

Notice of Appeal received July 10, 1990 from Howard L. Alderman, Jr., Attorney on behalf of the Petitioners

co: Mr. & Mrs. Rolf Sorg - Rolf Sorg, Inc. 12340 Glynowings Drive, Reinterstown, MD 21136

Howard L. Alderman, Jr. Esquire - Levin & Gann 305 W. Chesapeake Avenue, Towson, Maryland 21204

Jeffrey Lenovitz, 623 St. George's Station Road, Peisterstown, MD

People's Counsel of Baltimore County km. 304, County Office Bldg., Towson, Md. 21204

Request Notification: P. David Fields, Director of Planning & Zoning Patrick Keller, Office of Planning & Zoning J. Robert Haines, Zoning Commissioner Ann M. Nastarowicz, Deputy Zoning Commissioner James E. Dyer, Zoning Supervisor W. Carl kichards, Jr., Zoning Coordinator Docket Clerk

Arnold Jablon, County Attorney

FRICKING HAR

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

DATE: May 23, 1990 J. Robert Haines Zoning Commissioner

Pat Keller, Deputy Director

Streetscape Plan.

Office of Planning and Zoning SUBJECT: A&A Realty, Rolf Sorg, Inc., Item Nos. 310, 311, 312, 313

In reference to the Petitioner's request, staff offers the following comments:

- Units 3, 4, and 5F cannot support these uses because they lie within 100 ft. of a street right-of-way abutting a residential zone. In such cases, uses are limited to only those permitted in Section 241 (M.R. zones).

Should the Petitioner's request be granted, the following conditions are offered:

- A landscape plan shall be filed with the Deputy Director of the Office of Planning and Zoning which addressed landscape improvements along Glynowings Drive. All landscape treatment shall be in accordance with the Glynowings
- The Zoning Commissioner shall determine and restrict the hours of operation.
- Lighting of the site should be carefully regulated and directed so as not to impact the residences.
- The outside storage of damaged or disabled motor vehicles shall be prohibited.

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3211.

PK/JL/cmm

WHEN MAIN MAND

Baltimore County Zoning Commissioner Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353 J. Robert Haines Zoning Commissioner

Howard L. Alderman, Jr., Esquire 305 W. Chesapeake Avenue, Suite 113

Towson, Maryland 21204 RE: PETITION FOR SPECIAL EXCEPTION SW/S Glynowings Drive, SW of Glynee Court (12340 Glynowings Drive) 4th Election District - 3rd Councilmanic District Rolf Sorg, Inc. - Petitioner Case No. 90-448-X

Dear Mr. Alderman:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Special Exception has been granted in accordance with the attached Order.

June 11, 1990

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact Ms. Charlotte Radcliffe at 887-3391.

> lera Il hastanouscer ANN M. NASTAROWICZ Deputy Zoning Commissioner

for Baltimore County

Very truly yours,

AMN:bjs

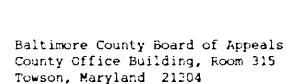
cc: Mr. Jeffrey Lenovitz 623 St. George's Station Road, Reisterstown, Md. 21136

People's Counsel

File

Dennis F. Rasmussen

Baltimore County Zoning Commissioner Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353 J. Robert Haines Zoning Commissioner



Case No. 90-448-X

RE: Petition for Special Exception SW/S Glynowings Drive, SW of Glynee Court (12340 Glynowings Drive) 4th Election District, 3rd Councilmanic District ROLF SORG, INC. - Petitioner

Dear Board:

Please be advised that an appeal of the above-referenced case was filed in this office on July 10, 1990 by Howard L. Alderman, Jr., Attorney on behalf of the Petitioner. All materials relative to the case are being forwarded herewith.

Please notify all parties to the case of the date and time of the appeal hearing when it has been scheduled. If you have any questions concerning this matter, please do not hesitate to contact this office.

> J. ROBERT HAINES Zoning Commissioner

July 27, 1990

JRH:cer Enclosures

cc: Mr. & Mrs. Rolf Sorg - Rolf Sorg, Inc. 12340 Glynowings Drive, Reisterstown, MD 21136

Howard L. Alderman, Jr. Esquire - Levin & Gann 305 W. Chesapeake Avenue, Towson, Maryland 21204

Jeffrey Lenovitz, 623 St. George's Station Road, Reisterstown, MD People's Counsel of Baltimore County

Rm. 304, County Office Bldg., Towson, Md. 21204

File

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			BALTIMORE COUNTY DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT 2-2-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-
/23/90 -Following parties notified of hearing set for February 12, 1991 at		Office County	Commissioner of Planning and Zoning Office Building , Maryland 21204
10:00 a.m.:		Zoning	Item #212 . Zoning Advisory Committee Meeting of Doc 13 1000
Howard L. Alderman, Jr., Esquire Mr. & Mrs. Rolf Sorg /Rolf Sorg, Inc. Jeffrey Lenovitz People's Counsel for Baltimore County P. David Fields		Locati Water	on: Supply: Sewage Disposal: Market State State State Sewage Disposal: Market State
Pat Keller J. Robert Haines Ann M. Nastarowicz James E. Dyer		()	Prior to approval of a Building Permit for construction, renovation and/or installation of equipment for any existing or proposed food service facility, complete plans and specifications must be submitted to the Plans Review Section, Bureau of Regional Community Services, for final review and approval.
W. Carl Richards, Jr. Docket Clerk -Zoning Arnold Jablon, County Attorney		()	Prior to new installation(s) of fuel burning equipment, the owner shall contact the Bureau of Air Quality Management, 887-3775, to obtain requirements for such installation(s) before work begins.
/29/91 -Above parties notified of POSTPONEMENT with no reset date at request of Counsel for Petitioner.		(√)	A permit to construct from the Bureau of Quality Management is required for such items as spray paint processes, underground gasoline storage tank(s) (5,000 gallons or more) and any other equipment or process which exhausts into the atmosphere.
2/12/95 - Notice of Assignment to following parties; scheduled for Thursday,		()	A permit to construct from the Bureau of Air Quality Management is required for any charbroiler generation which has a total cooking surface area of five (5) square feet or more.
March 14, 1996 at 10:00 a.m.: Howard L. Alderman, Jr., Esquire Mr. & Mrs. Rolf Sorg Jeffrey Lenovitz People's Counsel for Baltimore County		, ()	Prior to approval of a Ruilding Permit Application for renovations to existing or construction of new health care facilities, complete plans and specifications of the building, food service area and type of equipment to be used for the food service operation must be submitted to the Plans Review and Approval Section, Division of Engineering and Maintenance, State Department of Health and Mental Hygiene for review and approval.
Pat Keller, Planning Director Timothy Kotroco Docket Clerk /PDM Arnold Jablon, Director /PDM Virginia W. Barnhart, County Attorney		()	Prior to any new construction or substantial alteration of public swimming pool, wading pool, bathhouse, saunas, whirlpools, hot tubs, water and severage facilities or other appurtenances pertaining to health and safety; two (2) copies of plans and specifications must be submitted to the Baltimore County Department of Environmental Protection and Resource Management for review and approval. For more complete information, contact the Water Quality Monitoring Section, Bureau of Regional Community Services, 687-6500 x 315.
		()	Prior to approval for a nursery school, owner or applicant must comply with all Baltimore County regulations For more complete information, contact the Division of Maternal and Child Health.
submitted by parties; publicly deliberated at conclusion of hearing.		()	If lubrication work and oil changes are performed at this location, the method providing for the elimination of waste oil must be in accordance with the State Department of the Environment.
Petition for Special Exception diameter busyless per proposed Order. submitted. Written Opinion and Order to be issued per proposed Order. KLB		`()	Prior to razing of existing structure(s), petitioner must contact the Division of Waste Management at 887-3745, regarding removal and/or disposal of potentially hazardous materials and solid wastes. Petitioner must contact the Bureau of Air Quality Management regarding removal of asbestoes, 887-3775.
		()	Any abandoned underground storage tanks containing gasoline, waste oil, solvents, etc., must have the contents removed by a licensed hauler and tank removed from the property or properly backfilled. Prior to removal or abandonment, owner must contact the Division of Waste Management at 887-3745.
		()	Soil percolation tests, have been, must be, conducted. () The results are valid until () Soil percolation test results have expired. Petitioner should contact the Division of Water and Sewer to determine whether additional tests are required.
		()	Where water wells are to be used as a source of water supply, a well meeting the minimum Baltimore County Standards must be drilled.
		()	In accordance with Section 13-117 of the Baltimore County Code, the water well yield test () shall be valid until () is not acceptable and must be retested. This must be accomplished prior to conveyance of property and approval of Building Permit Applications.
		()	Prior to occupancy approval, the potability of the water supply must be verified by collection of bacteriological and chemical water samples.
			If submission of plans to the County Review Group is required, a Hydrogeological Study and an Environmental Effects Report must be submitted. For more information contact the Division of Environmental Management at 887-3980.
		()	In order to subdivide this property, the owner or developer will be required to comply with the subdivision regulations of the State of Maryland and Baltimore County. If there are any questions regarding the subdivision process, please contact the Land Development Section at 887-2762.

BUREAU OF WATER QUALITY AND RESOURCE
MICROFILMED

CARROLL COUNTY OFFICE

1137 LIBERTY ROAD

SYKESVILLE, MD 20784

BALTIMORE OFFICE
MERCANTILE BANK & TRUST BUILDING
2 HOPKINS PLAZA
9TH FLOOR
BALTIMORE, MARYLAND 21201
301-539-37/0
TELECOPIER 301-625-9050

Deliberation /Rolf Sorg, Inc. /Case No. 90-448-X

this point to grant the special exception.

question remaining is simply whether or not you have the other

requirements that you need for a special exception to not

interfere or unduly affect the health, welfare and so forth,

of the neighborhood. Again, particularly with Mr. Kilgore's testimony, I think it's helpful to hear from someone in the

neighborhood regarding a neat and clean operation, and because of that, as well as because of the description that Mr.

Griffiths provided regarding types of services, does care for the residents as well as industries in the area; I'm satisfied that this does not impinge on the health, safety and general

welfare and other issues subject of special exception request.
Under those circumstances, and particularly in light of the

restrictive covenant agreement, coupled with the supplemental

landscaping and the proposed order which seems to make for an

already well tied situation, I would certainly be inclined at

LMS: Speaking for myself, this is probably the shortest deliberation I will do this month or this year, I concur.

HEB: The restrictive covenants, Mr. Kilgere's testimony is

KKH: We have concurrence. We will be issuing an opinion granting

the special exception and anyone who does feel aggrieved may file an appeal from that within 30 days of the written

Respectfully submitted,

Kathleen C. Bianco

Hatkeun C. Klenet

Administrative Assistant

convincing that the special exception should be granted.

LAW OFFICES

LEVIN & GANN

A PROFESSIONAL ASSOCIATION

305 W CHESAPEAKE AVENUE

TOWSON, MARYLAND 21204

301-321-0600

FAX 301-296-2801

(V) Others Douglasse from a series series haves

4 1 top of rectify the contract to the

HAND-DELIVERED

William T. Hackett, Chairman
Board of Appeals for Baltimore County
111 West Chesapeake Avenue
Towson, Maryland 21204

RE: Rolf Sorg, Inc.
Petition for Special Exception
Case No.: 90-448-X

Dear Chairman Hackett:

We represent Rolf Sorg, Inc. in connection with the abovereferenced case which is presently scheduled for hearing on February 12, 1991. In an effort to resolve any and all outstanding issues related to this case, our client has met with its neighbors and Jack Dillon of the Baltimore County Office of Planning and Zoning. Negotiations were held at this meeting in furtherance of an agreement in settlement.

January 28, 1991

In order to finalize all negotiations and reduce the same to writing for execution by the community members and our client, additional time will be needed. Therefore, in accordance with Board Rule 2(b), we are hereby requesting a postponement of the hearing on this case to enable these discussions to be brought to fruition.

Thank you for your consideration of this request.

Very truly yours,

Howard L. Alderman, Jr.

HLAJr/ls
cc: Rolf Sorg, Inc.
St. Georges Townhouse Association
St. Georges Townhouse Association II
Reisterstown-Owings Mills-Glyndon Community Association
Bonita Community Association
Mr. Jack Dillon

RE: PETITION FOR SPECIAL EXCEPTION : BEFORE THE COUNTY BOARD OF APPEALS SW/S Glynowings Dr., SW of Glynce Ct. (12340 Glynowings Dr.): OF BALTIMORE COUNTY 4th Election District : Zoning Case No. 90-448-Y

::::::

ROLF SORG, INC., Petitioner

ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the above-captioned matter. Notices should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order.

Phyllis Cole Friedman
Feople's Counsel for Baltimore County

Peter Max Zimmerman
Deputy Feople's Counsel
Room 304, County Office Building
111 W. Chesapeake Avenue
Towson, Maryland 21204
(301) 887-2188

I HEREBY CERTIFY that on this 7th day of August, 1990, a copy of the Coregoing Entry of Appearance was mailed to Howard L. Alderman, Jr., Esq., Stevin & Gann, P.A., Suite 113, 305 W. Chesapeake Ave., Towson, MD 21204; and Jeffrey Lenovitz, Vice-President, St. George's Community Assn., 623

St. George's Station Rd., Reisterstown, MD 21136.

Leter Max Zammerman

COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY

MINUTES OF DELIBERATION

IN THE MATTER OF: Rolf Sorg, Inc.
Case No. 90-448-X

DATE : March 14, 1996 /at conclusion of hearing
BOARD /PANEL : Kristine K. Howanski (KKH)
Lawrence M. Stahl (LMS)

SECRETARY: Kathleen C. Bianco
Administrative Assistant

Those present included Howard Alderman, Jr., Esquire, on behalf of Petitioner; and Peter Max Zimmerman, People's Counsel for Baltimore County.

Harry E. Buchheister, Jr.

(HEB)

PURPOSE -- to deliberate issues and matter presented to the Board this date in Case No. 90-448-X /Rolf Sorg, Inc.

KKH: We are now out of the portion where we took testimony, and are into the deliberation stage where you are now a silent audience, and we are now speaking, and I share my colleague's dislike of the public deliberation rule, but I will just go forth and rest with what he said this morning, and move on.

We are here this morning on a request for a special exception on one of our older cases, I must say, but it relates to 12340 Glynowings Drive property, a portion of a business that is operating as part of the St. Georges Industrial Park Complex. And the findings of fact and conclusions of law on June 11, 1990 by then Deputy Zoning Commissioner does appear to deny the special exception in large part because of the hurdle then existing under 253.2B.1 requiring that the subject use have direct access to a Class I roadway defined in Section 101 of the zoning regulations at that time. There was some discussion as well to 502.1, so we will address those and I will go ahead.

Obviously in a case such as this, with an agreement between the neighborhood and the Petitioner at this point I'm certainly reluctant to interfere with that, and yet due process does at least require us to examine it. We will do so, and make sure we don't rubber-stamp something that appears okay.

We heard the testimony of Rolf Sorg, owner of Rolf Sorg, Inc., as well as Geoffrey Griffiths, and surprise testimony of Trevor Kilgore, and between these three gentlemen, as well as exhibits, I am satisfied that the initial hurdle presented by 253.28.1 is not particularly an issue any more, and that the

BALTIMORE OFFICE
MERCANTILE BANK & TRUST BUILDING
2 HOPKINS PLAZA
9TH FLOOR
BALTIMORE MARYLAND 2000
301-539-3700
TELECOPIER 301-625-9050

LAW OFFICES

LEVIN & GANN
AFROMED CHAIRDOMATICS
POSTWICHESAPEARE AVENUE
TOWSON, MARYLAND PIOCA
301-321-0600
FAX 301-206-2801

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July 9, 1990

HAND-DELIVERED

J. Robert Haines, Esquire Zoning Commissioner for Baltimore County 111 West Chesapeake Avenue Towson, Maryland 21204

RE: Appeal of Deputy Zoning Commissioner's Decision Rolf Sorg, Inc. - Petitioner 12340 Glynowings Drive Case Number: 90-448-X

Dear Commissioner Haines:

As provided by Baltimore County Charter and the Baltimore County Zoning Regulations, an appeal of the above-referenced decision of the Deputy Zoning Commissioner is hereby taken on behalf of the Petitioner. The above-referenced decision was rendered on June 11, 1990, which date is within thirty (30) days of the date of this appeal.

Enclosed is our firm's check in the amount of \$200.00 to cover the cost of this appeal and the requisite sign (\$175.00 and \$25.00 respectively). Should you need any further information to enable your processing of this appeal, please contact me at your convenience.

Very truly yours,

Howard L. Alderman, Jr.

cc: Rolf Sorg, Inc.

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HAND-DELIVERED

Ann M. Nastarowicz, Esquire Deputy Zoning Commissioner for Baltimore County 111 West Chesapeake Avenue Towson, Maryland 21204

RE: Petition for Special Exception Revised Plats Case No. 90-448-x 12346 Glynowings Drive Rolf Sorg, Inc. Refined Plat

Dear Commissioner Nastarowicz:

As agreed at the public hearing held on May 23, 1990 relative to the above-referenced Petition, enclosed please find three (3) blue line plats. These plats contain the modifications made to Petitioners' Exhibit 1 at the hearing. All setback/restriction lines discussed at the hearing are indicated and dimensioned on the enclosed.

Please note that by copy of this letter, a copy of this refined plat is being sent to Mr. Jefrrey S. Lenovitz, who appeared at the hearing in his capacity as Vice President of the St. George's Townhouse Association. If you desire any further information or clarification please call me.

Thank you for your consideration in the refinement of this exhibit.

Very truly yours,
Howard b- Alderman, Jr

HLA/1s
Enclosures (3)
cc: Rolf Sorg, Inc. (with enclosure)
Jeffrey S. Lenovitz, Vice President
(with enclosure)

eric name of national

PROTESTANT(S) SIGN-IN SHEET

NAME	ADDRESS
JEHRAY LANOVITZ	683 St. Georges Station RU
	Restartour nd X1136

PLEASE PRINT CLEARL			
	PLEASE	PRINT	CLEARL

PETITIONER(S) SIGN-IN SHEET

NAME	ADDRESS	
SUF-SORE	17340 Cayerains Diene	
Direthy Circ	657 Santone Courter 2110	
YETHIR BONDON	· · · · · · · · · · · · · · · · · · ·	
SIFIREY GRIFFITHS	12340 Gyrights Dent 3x5 W Charles ful td party- Owings Mills 409 Washington	
husepl Andreway JR	305 W Chance for	
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	409 Washinston	77, QS
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PER'S

MEMORANDUM

O: Howard L. Alderman, Jr.

OM: Douglas S. Sandhaus

Definition of "abutting" within purview of BCZR §253.4

CLIENT: Sorg, 6180-018

DATE: May 16, 1990

Section 253.4 of the Baltimore County Zoning Regulations ("BCZR") requires in relevant part, that

Within 100 feet of any residential zone boundary or the right of way of any street abutting such a boundary, only passenger-automobile accessory parking and those uses permitted in M.R. zones, as limited by the use regulations in Section 241, are permitted. (Emphasis added.)

The issue in the present instance is whether a residential zone boundary which <u>bisects</u> a right of way down its center (rather than touching it at an end, i.e., <u>abutting</u> it), constitutes an "abutting" within the purview of BCZR §253.4.

I. The BCZR

The BCZR fails to define either "abut" or "abutting." BCZR \$101 ("DEFINITIONS") requires that "[a]ny word or term not defined in [the BCZR's list of definitions] shall have the ordinarily accepted definition as set forth in the most recent edition of Websters Third New International Dictionary of the

Pat. Enh #4

NO CONSIDERATION P
NO TITLE EXAMINATION

Property Tax Acc't No.:

'E COVENANT AGREEMENT

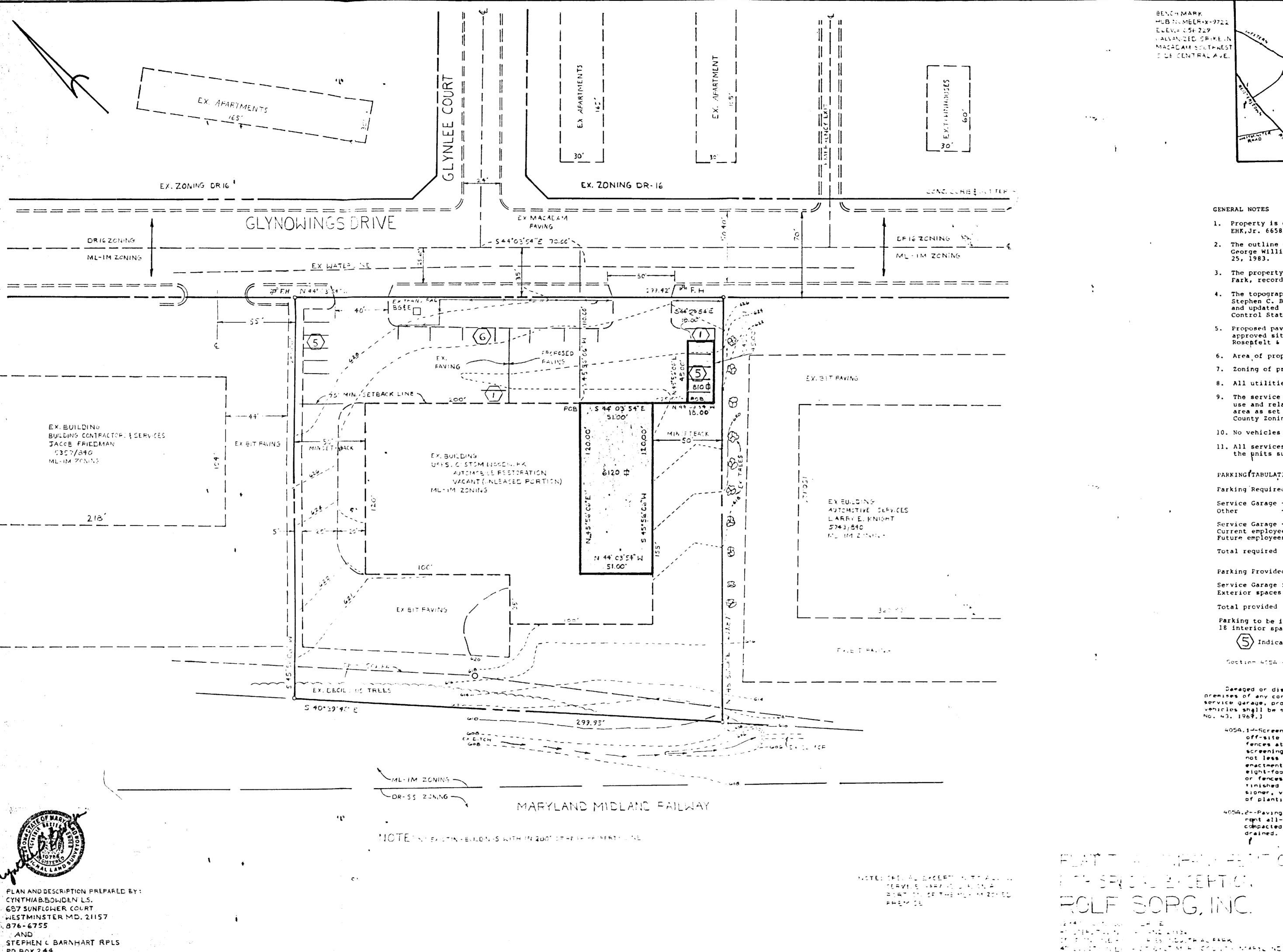
RESTRICTIVE COVENANT AGREEMENT

RECITALS

A. Sorg is the owner of a 2.00± acre tract of land (the "Property") located on the West side of Glynowings Drive in the Fourth Election District of Baltimore County, Maryland and known as 12340 Glynowings Drive; as more particularly described in a deed recorded among the Land Records of Baltimore County, Maryland in Liber 6658 folio 815, and shown on Exhibit A attached hereto and made a part hereof.

- B. The Property is improved by a one story warehouse building, which is currently subdivided into five (5) units, of which a single unit, Unit 3R, (the "Premises") has been leased and used for automotive service garage use.
 - C. Sorg has heretofore filed a zoning petition and plat, being known as Case No. 90-448-

Page 1



PO. BOX 244

861-8730

FINKSBURG MD. 21048

B.M BALT.CO. X-9712 BENCH MARK HUB NUMBERIX-9722 ELEV.= 456 229 BALT CO N- TTE WALVANIZED SPIKE IN MACADAM SCUTHNES E DE CENTRAL AVE.

VICINITY MAP

1" = 2,000

GENERAL NOTES

- Property is owned by Rolf P. Sorg: deed reference -EHK, Jr. 6658/815; tax account # 19-00-012529.
- The outline of the property is from a survey prepared by George William Stephens, Jr. & Associates, dated April 25, 1983.
- The property is a part of the St. Georges Industrial Fark, recorded in Plat book 44 page 101.
- 4. The topography shown is based on a field survey by Stephen C. Barnhart, Surveying and Land Planaing, 1983, and updated January 1990, based on Baltimore County Control Station x-9722.
- Proposed paving and parking layout taken from an approved site plan prepared by Stephen C. Barnhart and Rosenfelt & Woolfolk, Inc.
- 6. Area of property = 2.000 acres.
- 7. Zoning of property = ML-IM
- 8. All utilities shown are in place.
- 9. The service garage will serve primarily the industrial use and related activities in the surrounding industrial area as set forth in section 253.2B of the Baltimore County Zoning Regulations.

the units subject to special exception.

10. No vehicles are to be stored outside after work hours. 11. All services are to be conducted within the interior of

PARKING TABULATION

Farking Required:

Service Garage - 3.3 spaces per 1000 sq. ft. - one space per employee

Service Garage - 6120 sq. ft. Current employees (non service garage) - 7
Future employees - 6

Total required

34 spaces

21 spaces

18 spaces

Parking Provided:

Service Garage inside bays Exterior spaces

Total provided

36 spaces

Parking to be included in petition for Special Exception - 18 interior spaces and 5 exterior spaces.

(5) Indicates number of parking spaces

Section 415A -- STORAGE OF DAMAGED OR DISABLED MOTOR VEHILLES ON SERVICE-GARAGE PREMISES (Bill No. 43. 1969.]

Damaged or disabled motor vehicles may be stored on the premises of any conforming service garage or nonconforming use service garage, provided that any outdoor storage of such motor vehicles shall be subject to the following requirements: [Bill No. 43. 1969.]

405A,1-Screening. All such vehicles shall be screened from off-site view ty walls (including building walls) or fences at least eight feet in height. However, a screening wall or fence less than eight feet high, but not less than six feet high, existing on the date of enactment of this provision may serve in lieu of such eight-foot wall or fence. All surfaces of such walls or fences facing residential zones or premises shall by finished or, i the discretion of the Zoning Commissioner, vine-culared or otherwise improved by the use of planting. [311] No. 43, 1969.]

405A.2--Paving. The storage area shall be paved with permarent all-weather materials over suitably compounded and compacted base materials, and shall be properly drained. [8:11 No. 43, 1969.]

ROLF SORG, INC. HE STEPS TO A STATE WHERE STORY THE PROPERTY OF A SECURITION AS FARK.

SCALE: 1" = 30"

LATE: 1/12/90

OWNER: 41.F # \$153 HILLAS HERWIN HOSEANE わから とおせい - F-1, TERSTON NO WAR (LAND 2:136-5646)